

This case was filed on November 25, 2009. By Order dated March 3, 2010, Plaintiff was advised of the need to obtain service by March 25, 1010. The Court thereafter granted Plaintiff sixty (60) additional days, to and including May 24, 2010, to obtain service, and advised Plaintiff that failure to obtain service would result in the dismissal of Plaintiff's claims without prejudice. In response to a memorandum filed by Plaintiff suggesting he was going to request a waiver of service, the Court, once again, granted Plaintiff additional time, to and including June 4, 2010, to file proof either that Defendant had been served or that Plaintiff had complied with the requirements of Federal Rule of Civil Procedure 4(d) to

request a waiver of service. The Court further advised Plaintiff that absent the filing of such proof by June 4, 2010, the case would be dismissed without prejudice. No proof of service has been filed by Plaintiff. As a result, the Court will dismiss this action without prejudice.

Accordingly,

IT IS HEREBY ORDERED that this case is **DISMISSED** without prejudice.

Dated this 10th day of June, 2010.


UNITED STATES DISTRICT JUDGE